

CITY OF HAYWARD AGENDA REPORT

AGENDA DATE AGENDA ITEM WORK SESSION ITEM 07/24/01

TO:

Mayor and City Council

FROM:

Director of Community and Economic Development

SUBJECT:

Request for Allocation of Park Dedication In-Lieu Fees to Renovate

Playgrounds/Parks at Longwood, Mt. Eden, Nuestro Parquecito, Spring Grove,

Valle Vista, and Palma Ceia Parks and to Expand Tennyson Park

RECOMMENDATION:

The Planning Commission and staff recommend that the City Council allocate \$461,000 in Park In-Lieu Fees to upgrade parks and expand Tennyson Park.

DISCUSSION:

Dedication of parkland or payment of in-lieu fees is required of developers of residential projects as outlined in the City's Park Dedication Ordinance (adopted in 1974). The purpose of the ordinance is to ensure that Hayward's park facilities will be improved or expanded to meet the growing needs of the community. The City is divided into five geographical zones and the land dedicated and fees collected from developments in each zone are used to provide parks to serve the needs of the new residents in that zone. Park dedication is based on a standard of five acres of parkland for every 1000 residents. Because most of the residential projects in Hayward have consisted of small in-fill developments, park fees have usually been accepted in lieu of land dedication. Currently, fees of \$3,000 for a single-family dwelling and \$2,300 for a multi-family unit are paid upon approval of occupancy.

An allocation of park dedication in-lieu fees is usually initiated by HARD. Staff reviews the proposal for conformance with the General Plan, applicable neighborhood plans and compliance with the Park Dedication Ordinance with regard to eligible projects. Typically, park fees supplement other sources of funds for a project. The request for funds is forwarded to the Planning Commission for a recommendation and then to City Council for action. Funds are transferred to HARD upon the award of a construction contract for the project.

The City's Park Dedication Ordinance requires that in-lieu fees be used only for park improvements or acquisition of parkland. The proposed projects are consistent with the ordinance in that existing play areas will be repaired and replaced to improve recreational opportunities.

The Hayward Area Recreation and Park District (HARD) is continuing its efforts to upgrade play areas throughout the park system in compliance with the latest accessibility requirements of the Americans with Disabilities Act (ADA) and the current U.S. Consumer Product Safety Commission (USCPSC) Guidelines. This year's program includes five playgrounds that are in the worst condition. These play areas will primarily provide recreation for children ranging in age from tots through 10-year olds, and the enhancement of Tennyson Park will serve older children as well.

1. Mt. Eden Park - In Lieu Area A - \$21,000 Requested

The play area at Mt. Eden Park was installed in 1977, which is located on the Darwin Street side of the park. At that time minimal effort was made to provide play areas for children with limited mobility, and the play area was built on two levels. In addition, the area is not large enough to meet new playground standards. As a result, the walkways and playground equipment need to be completely removed and a new playground installed, including sidewalks that meet the new standards and guidelines. Part of this project will add a new feature to the park, which is a basketball court on the Tennyson Road side of the park.

2. Nuestro Parquecito - In Lieu Area B - \$40,000 Requested

Nuestro Parquecito, also known as East 10th Street Park, had a play area installed in 1980. The play equipment, due to age and condition, needs to be removed and replaced. The playground is located in the middle of the long linear park, and new equipment will meet all the safety and accessibility codes.

3. Spring Grove Park - In Lieu Area C - \$40,000 Requested

Spring Grove Park, developed in 1984, is the only facility located in the neighborhood east of Mission Boulevard and north of Harder Road. The area has many multi-family dwelling units and is a critical area for a playground. Unfortunately, the topography is very steep and limiting as to the size necessary to meet the new playground safety standards. The project includes the expansion of the existing play area by elimination of picnic tables and benches in the immediate vicinity of the play area, the replacement of the playground surfacing, and new playground equipment.

4. Valle Vista Park - In Lieu Area B - \$60,000 Requested

Valle Vista Park was developed in 1982 and is one of the Hayward Area Recreation and Park District's least developed facilities. Therefore, the scope of the playground improvement is very broad. It includes walkways, curbing, demolition of existing features and the installation of new playground equipment. The project will give Valle Vista area residents a fully functional playground that will meet all current standards and guidelines.

5. Tennyson Park - In Lieu Area City Wide - \$300,000 Requested

Tennyson Park is under construction for expansion and redevelopment. A contract has been let for \$1,021,732. Construction includes two new soccer fields, two basketball courts, new accessible playgrounds, new restroom building, and a fully developed skate park. The facility improvements are located between the Huntwood Avenue fire station and the new Boys & Girls Club of Hayward. The City of Hayward is participating with the Hayward Area Recreation and Park District by contributing \$100,000 towards construction of the skate park. In addition, the Hayward Area Recreation and Park District's requests in lieu fees from the City Wide In Lieu Fee fund in the amount of \$300,000.

Park	Available	Amount	Final Balance
Zone	Funds	Requested	
A	\$ 25,350.73	\$ 21,000	\$ 4,350.73
В	465,467.40	100,000	365,467.40
С	424,998.37	40,000	384,998.37
D	242,445.65	NONE	242,445.65
Е	280,862.87	NONE	280,862.87
Total	\$1,439,125.02	\$161,000	\$1,278,125.02

In addition to funds requested from each park zone to improve parks that serve those areas, \$300,000 is requested to improve Tennyson Park. Funds are requested from four of the five park zones as the improvements to Tennyson Park are considered of a benefit to the entire City. (Because the balance is park zone A is so small, funds would not be removed from this zone.) The funds that would remain to serve the individual park districts after allocation of \$75,000 from each of four park zones are shown below.

Park	Balance Following	Funds Remaining
Zone	Requested Distribution	Following Allocation of
	to Local Parks	\$75,000
В	\$365,467.40	\$290,467.40
С	424,998.37	349,998.37
D	242,445.65	167,445.65
Е	280,862.87	205,862.87
Total	\$1,313,774.29	\$1,013,774.29

The proposal is consistent with the *General Plan* in that the current public need for accessible playgrounds will be addressed in the design of the upgraded facilities.

Park dedication in-lieu fees are held in the City's Park and Recreational Trust Fund according to the zone in which the fees were collected. The total amount requested to improve the parks as described above is \$461,000. As of June 13, 2001, the balance available for park projects was \$1,439,125.02; therefore, there are sufficient funds to grant this request.

Prepared by:

Ju Well Live Dyana Anderly, AICP Planning Manager

Recommended by:

Sylyla Ehrenthal

Director of Community and Economic Development

Approved by:

Jesús Armas, City Manage

Attachments:

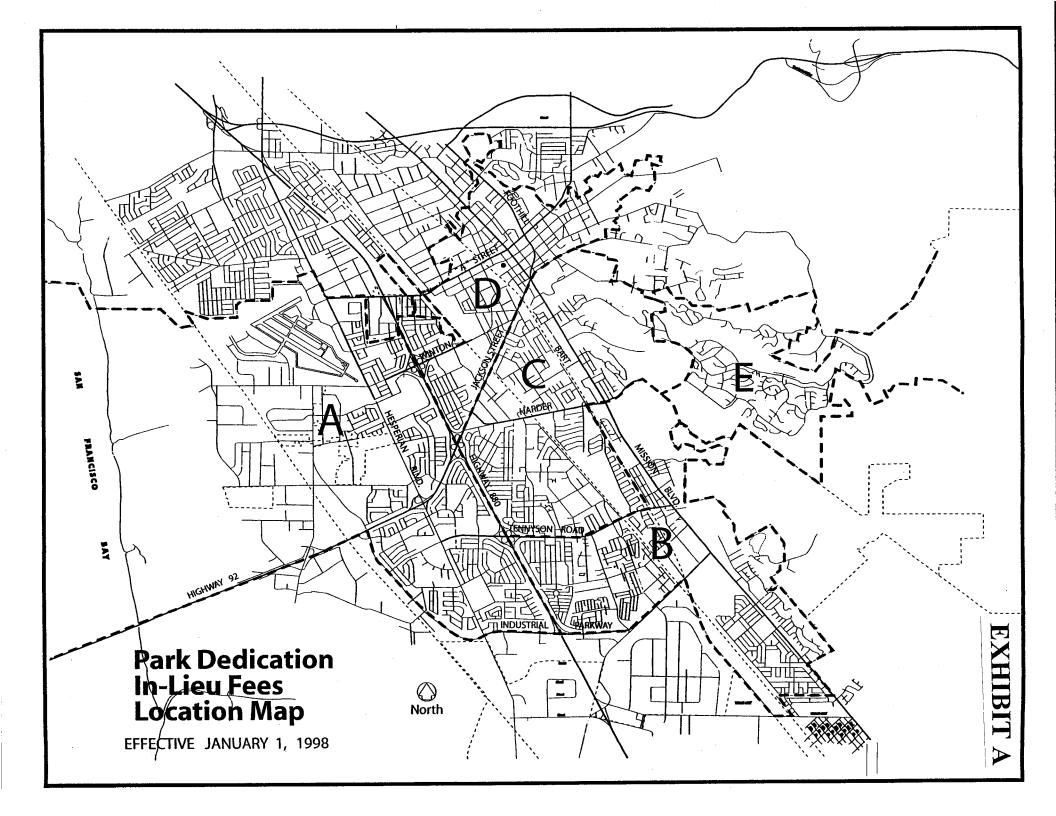
Exhibit A. Park Zone and Location Map

Exhibit B. Letter of Request from HARD, including Park Improvement Plans

Exhibit C. Planning Commission Minutes

Draft Resolution(s)

7/11/01





HAYWARD AREA RECREATION AND PARK DISTRICT

1099 'E' Street, Hayward, California 94541-5299 • Telephone (510) 881-6700 FAX (510) 881-1716

Maria Comive D

May 9, 2001

MAY 1 4 2001

PLANNING DIVISION

Diana Anderly Planning Manager City of Hayward 777 B Street Hayward, CA 94541

RE: IN LIEU FEE REQUEST

Dear Ms. Anderly:

Thank you for your call regarding my In Lieu Fee Request. Attached is a memo with more detail on the facilities that we are requesting in lieu fees for. Also, attached are copies of the plans for each park project.

If you have any questions or concerns, please contact me at 510-881-6716.

Sincerely,

Eric Willverd

Superintendent of Parks

EW:jn

010509 Anderly

BOARD OF DIRECTORS

Louis M. Andrade Minane Jameson Douglas F. Morrisson Carol A. Pereira Richard H. Sheridan

GENERAL MANAGER Wes Asmussen



Hayward Area Recreation and Park District

1099 'E' Street, Hayward, CA 94541 (510) 881-6715

Date:

May 9, 2001

To:

Diane Anderly

From:

Eric Willyerd

Subject:

In Lieu Fee Request

Listed below are the In Lieu Free requests for seven Hayward facilities.

The first six parks listed fall short of the new U.S. Consumer Safety Guideline Standards that became law last year in the State of California and the Americans with Disabilities Act (ADA).

Longwood Park – In Lieu Area A- \$21,000 Requested

<u>Longwood Park – In Lieu Area A- \$21,000 Requested</u>

Longwood Park was first developed in 1959. Three years ago Longwood Park received a Phase I playground upgrade which made the playground ADA accessible. After the Phase I improvements were completed, the U.S. Consumer Safety Cuidelines Standards were adopted. The play structure has entrapment zones, which are areas where children could become injured. In order to remove those entrapment zones it is proposed that the play equipment be changed to new equipment that fully meet the new standards.

Mt. Eden Park-In Lieu Area A-\$21,000 Requested

The play area at Mt. Eden Park was installed in 1977, which is located on the Darwin Street side of the park. Very little concern was placed on children with limited mobility at the time, and the play area was built on two levels. In addition, the area was not large enough to handle the size of the playground required to meet the new playground standards. As a result, the walkways and playground equipment need to be completely removed and a new playground including sidewalks will be added that will meet the new standards and guidelines. Part of this project will add a new feature to the park. As part of this project we will add a basketball court to this facility on the Tennyson Road side of the park.

Nuestro Parquecito-In Lieu Area B-\$40,000 Requested

Nuestro Parquecito, also known as East 10th Street Park, had a play area installed in 1980. The play equipment, due to age and condition, needs to be removed and replaced. The playground is located in the middle of the long linear park and its new equipment will meet all the safety and accessibility codes.

Spring Grove Park-In Lieu Area C-\$40,000 Requested

Spring Grove Park, developed in 1984, is the only facility located in the neighborhood east of Mission Boulevard and north of Harder Road. The area has many multi-family dwelling units and is a critical area for a playground. Unfortunately, topography is very steep and limiting as to the size necessary to meet the new playground safety standards. The project includes the expansion of the existing play area by elimination of picnic tables and benches in the immediate vicinity of the play area, the replacement of the playground surfacing, and new playground equipment.

Valle Vista Park-In Lieu Area B-\$60,000 Requested

Valle Vista Park was developed in 1982 and is one of the Hayward Area Recreation and Park District's least developed facilities. Therefore, the scope of the playground improvement is very broad. It includes walkways, curbing, demolition of existing features and the installation of new playground equipment. The project will give Valle Vista area residents a fully functional playground that will meet all current standards and quidelines.

Pala Ceia Park-In Lieu Area A-\$21, 000 Requested

Palma Cela Park was developed in 1965 with some minor playground upgrades in 1988. The entire area is currently under renovation with the building being replaced and the area being relandscaped. A separate contract is being let to renovate the play areas Palma Ceia will receive new modern play equipment that made are current standards for play accessibility.

Tennyson Park-In Lieu Area City Wide-\$300,000 Requested

Tennyson Park is under construction for expansion and redevelopment. A contract has been let for \$1,021,732. Construction includes two new soccer fields, two basketball courts, new accessible playgrounds, new restroom building, and a fully developed skate park. The facility improvements are located between the Huntwood Avenue fire station and the new Boys & Girls Club of Hayward. The City of Hayward is participating with the Hayward Area Recreation and Park District by contributing \$100,000 towards construction of the skate park. The Hayward Area Recreation and Park District's requests in lieu fees from the City Wide In Lieu Fee fund in the amount of \$300,000.

MINUTES



REGULAR MEETING OF THE PLANNING COMMISSION, CITY OF HAYWARD, Council Chambers

Thursday, June 21, 2001, 7:30 P.M. 777 "B" Street, Hayward, CA 94541

MEETING

The regular meeting of the Hayward Planning Commission was called to order at 7:30 p.m. by Chairperson Caveglia, followed by the Pledge of Allegiance.

ROLL CALL

Present:

COMMISSIONERS

Bogue, Halliday, Sacks, Thnay, Williams, Zermeño

CHAIRPERSON

Caveglia

Absent:

COMMISSIONER

None

Staff Members Present:

Anderly, Camire, Conneely, Garcia, Looney, Patenaude,

Pearson

General Public Present:

Approximately 23

PUBLIC COMMENT

There were no public comments. Chairperson Caveglia announced that item 2 has been continued at the request of the applicant.

AGENDA

- 1. Request for Allocation of Park Dedication In-Lieu Fees to Renovate Playgrounds/Parks at Longwood, Mt. Eden, Nuestro Parkquecito, Spring Grove, Valle Vista, and Palma Ceia Parks and to expand Tennyson Park
- 2. Use Permit No. 01-160-09 Sonja Azizian and Celedonio Rabello, Jr. (Applicant/Owner) dba American Cycle: Request for a Use Permit for the Sale and Repair of Motorcycles within an Existing One-Story 3,100-Square-Foot Retail Building and Enclosed Yard at 22200-22206 Mission Boulevard, at the Southeast Corner with Simon Street, in a Central City-Commercial (CC-C) Subdistrict
- 3. Use Permit No. 01-160-06 Donald Boehm (Applicant/Owner): Request to Amend the Conditions of Approval of Use Permit Application No. 00-160-06 to Allow Truck Access from Smalley Avenue The Property is Located at 730 and 750 A Street, North Side, In a CC-C (Central City-Commercial) Subdistrict
- 4. Variance Application No. 01-180-07 Jorge & Melinda Alfaro (Applicants/Owners): Request for a Living Room Addition 15 Feet From the Front Property Line (20 Feet Required); a Porch Addition 10 Feet From the Front Property Line (15 Feet Required); and to Add Square Footage to the House Without Providing the Required Two-Car Garage The Property is Located at 346 Jerilynn Lane, a Part of the Santa Clara Neighborhood Plan Area in a Single-Family Residential (RS) District

PUBLIC HEARINGS

1. Request for Allocation of Park Dedication In-Lieu Fees to Renovate Playgrounds/Parks at Longwood, Mt. Eden, Nuestro Parkquecito, Spring Grove, Valle Vista, and Palma Ceia Parks and to expand Tennyson Park

Planning Manager Anderly discussed the purpose of the in-lieu park fees. She noted that the Hayward Area Recreation Department brings their requests to the City for use of those fees.

Chairperson Caveglia discussed discrepancies in the amounts. The recommended allocation amount was \$461,000. He then suggested next time that commissioners be provided a map accompanying the report to note where the parks are located.

Commissioner Sacks asked about Longwood and Palma Ceia Parks, which were listed under the subject heading. She was told that originally HARD requested allocations for each and subsequently removed them.

The public hearing opened at 7:39 p.m.

John Gilbertson, discussed the drug dealing at Longwood Park. He brought a map of the neighborhood. He commented on the lack of signal lights in the southern portion of the neighborhood and the discrimination by the City and HARD with the neighborhood. The residents are offended with how the City is handling the neighborhood. He noted that South Garden Avenue was declared the most violent street in the City. He asked that City, HARD, and the HUSD relocate Longwood Park to Longwood Avenue.

The public hearing closed at 7:46 p.m.

Planning Manager Anderly commented that HARD realized that the funds were not available for Longwood and Palma Ceia, and that they may have other resources.

Commissioner Halliday asked how the parks in the area are dealt with, with little or no building in the neighborhood.

Planning Manager Anderly commented that the City cannot take money from one area and put it into another.

Commissioner Bogue said it seems like there is a balance going on. It goes back and forth. He said he traveled to most of the parks and they are in really good shape overall, they maximize their areas. He stated that he was rather impressed.

Commissioner Williams asked how the in-lieu funds are handled. Whether there is a central location which stipulates what parks get the funds. He was told that HARD recommends an allocation plan and the City Council approves the dispersal of the funds.

Planning Manager Anderly added that the Commission has the opportunity to make its recommendation regarding the allocation plan to the City Council.

MINUTES



REGULAR MEETING OF THE PLANNING COMMISSION, CITY OF HAYWARD, Council Chambers

Thursday, June 21, 2001, 7:30 P.M. 777 "B" Street, Hayward, CA 94541

Commissioner Sacks moved, seconded by Commissioner Halliday, to accept the recommendation.

Commissioner Sacks said she hoped that Valle Vista Park could be improved with this funding. She said she heard this park was in bad shape and it was really depressing to see how bad it was. She said she would be watching that one area particularly.

Commissioner Thnay requested that signs be installed directing people how to get to the parks at major intersections. He suggested more unique playground equipment be obtained. He cited his experience at the Dennis the Mennis Park in Monterey.

Commissioner Halliday spoke in support of the motion. She agreed with Commissioner Thnay and said the Park District should be more innovative. She wondered how areas where there is little development would be able to increase the low balance in the fund.

The motion passed unanimously.

Chairperson Caveglia said he was asked to find out why Item 3 was moved from the agenda. He was told that the request was made at the request of the applicant who needed more time to meet with the neighbors.

2. Use Permit No. 01-160-09 - Sonja Azizian and Celedonio Rabello, Jr. (Applicant/Owner) dba American Cycle: Request for a Use Permit for the Sale and Repair of Motorcycles within an Existing One-Story 3,100-Square-Foot Retail Building and Enclosed Yard at 22200-22206 Mission Boulevard, at the Southeast Corner with Simon Street, in a Central City-Commercial (CC-C) Subdistrict

Associate Planner Camire presented the background and information on the Cycle Shop. She noted that it is located in an area of auto uses and has been there for a couple of years. The applicants believed it was permitted when they bought the property in good faith. She commented on the improvements requested by staff. She described the various conditions of approval. Staff requests that no test-drives be made in the adjacent Prospect Hill neighborhood. The owner says that customers are not permitted to test drive the motorcycles. However, mehanics test drive motorcycles using Mission Boulevard and the freeway. Opinion of staff this is a compatible use and will meet the guidelines with conditions. Staff recommended approval.

Chairperson Caveglia asked how long the current owners have had the business. He was told about 5-6 months.

The public hearing opened at 8:07 p.m.

Sonja Azizian, applicant, said she bought the business in good faith. The former owner seemed

DRAFT
HAYWARD CITY COUNCIL

RESOLUTION NO. _____

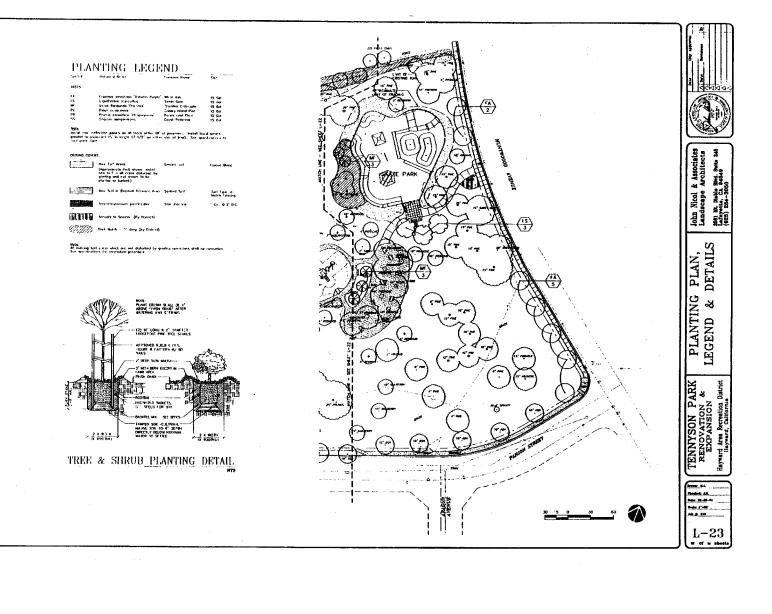
Introduced by Council Member

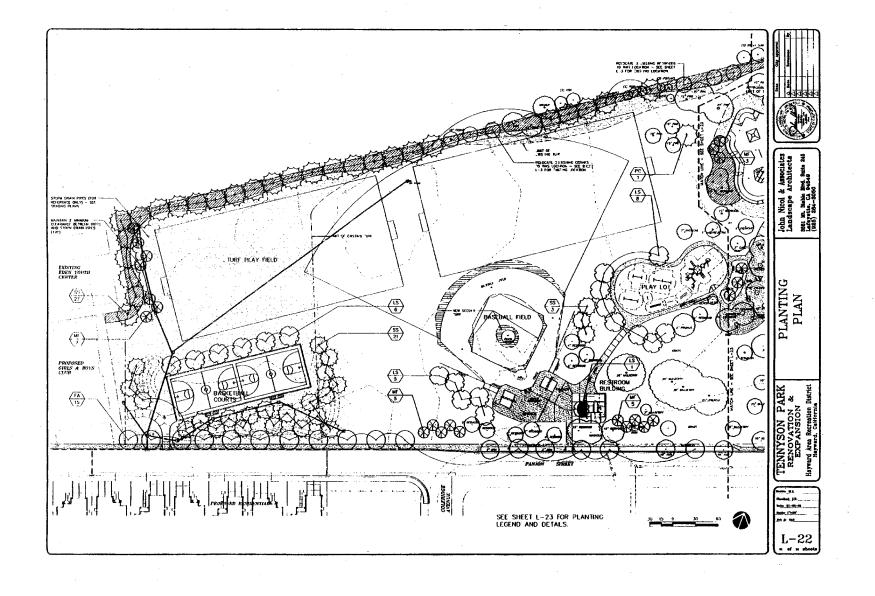
RESOLUTION APPROVING REQUEST OF HAYWARD AREA RECREATION AND PARK DISTRICT FOR ALLOCATION OF PARK DEDICATION IN-LIEU FEES FOR THE PURPOSE OF IMPROVING PLAYGROUND EQUIPMENT AND OTHER IMPROVEMENTS OF FIVE PARK SITES

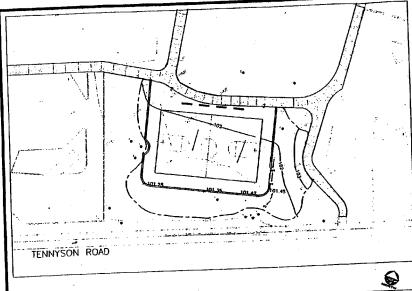
BE IT RESOLVED that the City Council of the City of Hayward does hereby approve the request of Hayward Area Recreation and Park District for allocation of park dedication in-lieu fees in the amount of \$461,000 for the purpose of improving playground equipment and other park improvements and to expand Tennyson Park, to be divided among the following park sites:

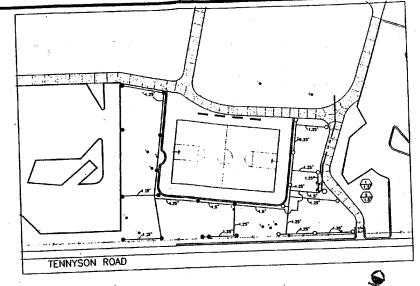
- 1. Mt. Eden Park-In Lieu Area A \$21,000
- 2. Nuestro Parquecito In Lieu Area B \$40,000
- 3. Spring Grove Park In Lieu Area C \$40,000
- 4. Valle Vista Park In Lieu Area B \$60,000
- 5. Tennyson Park In Lieu Area City Wide \$ 300,000

N COUNCIL, HAYWARD, CALIFORNIA,	2001
DOPTED BY THE FOLLOWING VOTE:	
YES:	
OES:	
BSTAIN:	
BSENT:	
ATTEST:	_
City Clerk of the City of Haywar	rd
PPROVED AS TO FORM:	
tity Attorney of the City of Hayward	
ALV ALLANGE VALUE CILY ULILALWALM	









BASKETBALL COURT GRADING PLAN

GRADING LEGEND

× 101.35

BASKETBALL TURF/IRRIGATION ADJUSTMENTS

PERCATION NOTES AT. EDEN BASKETBALL COURT CHLY

- O HUNTER 1-20-ADS-1.5 TURE POP-UP

 HUNTER 1-20-365-3.0 TURE POP-UP ROTOR
- RAMBORD EF13-CP MEMOTE CONTROL WAVE 1.5" SIZE. WAYE STATEM HUMBER

 WAYE SETE

 SCHEDULE 40 PMC SOLVENT WELD MAN LINE.
- CLASS 200 PVC SOLVENT WILD LATERAL LINE



. . Budani



SCALE: 1'=20'-0"

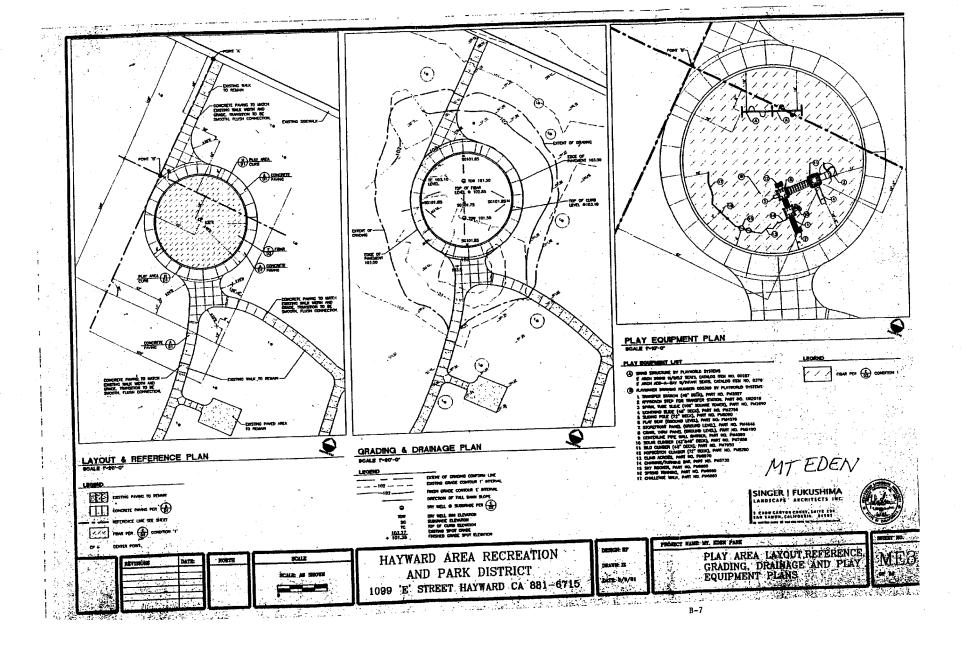
HAYWARD AREA RECREATION AND PARK DISTRICT 1099 'E' STREET HAYWARD CA 881-6715 DRAVN: II

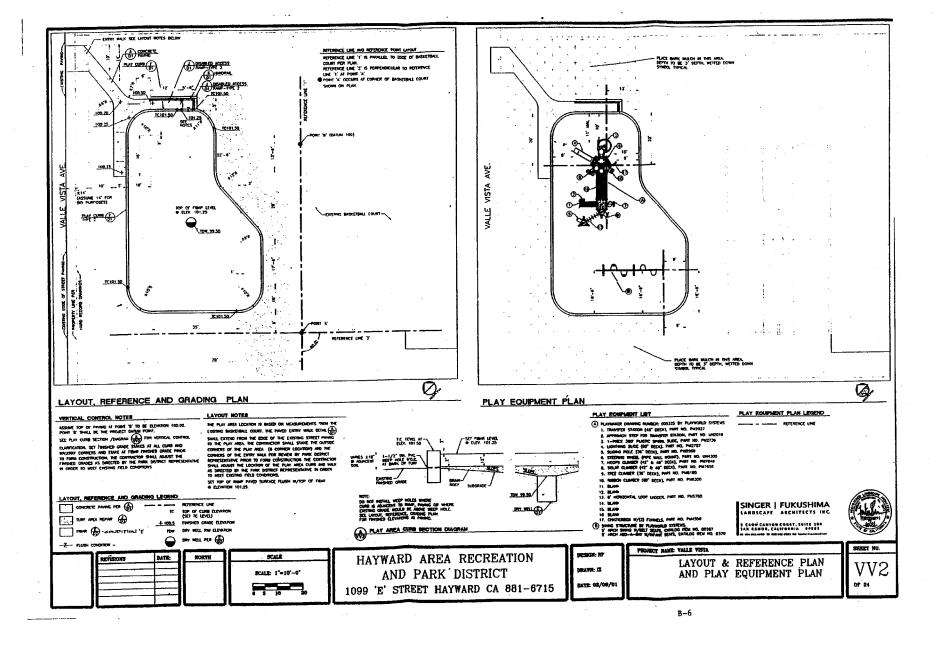
DATE: 2/9/01

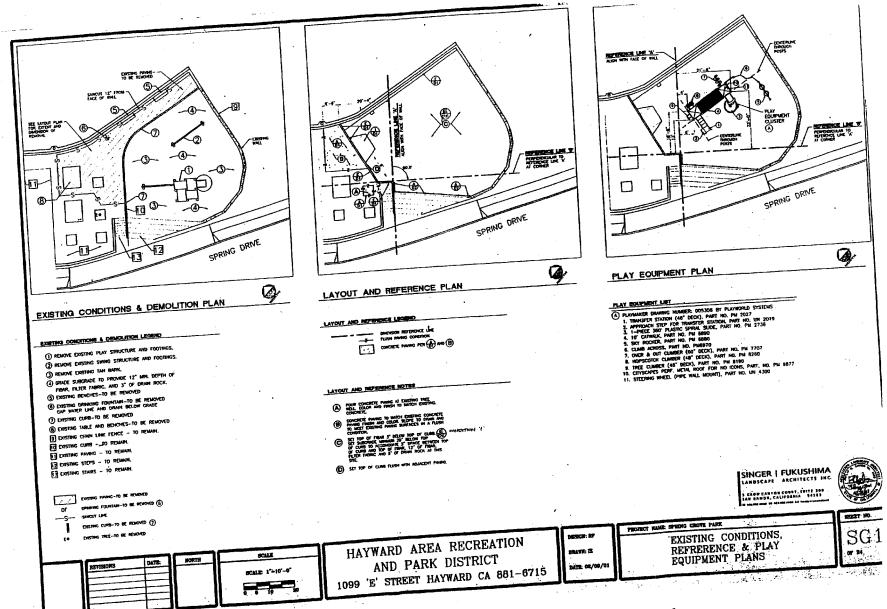
BASKETBALL COURT GRADING AND TURF/IRRIGATION ADJUSTMENTS

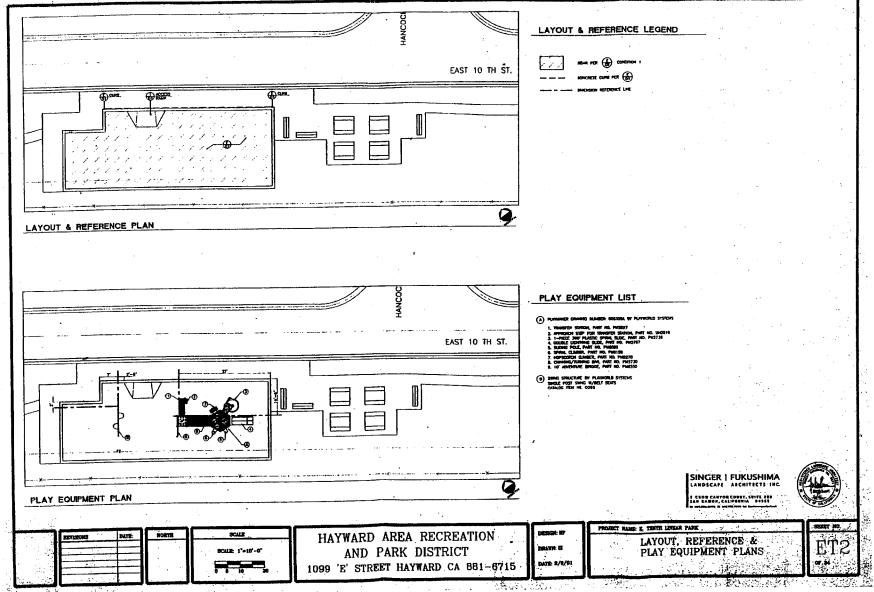
ME6

SHEET NO.











Introduced by Council	Member	

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION 01-097, AS AMENDED, THE BUDGET RESOLUTION FOR CAPITAL PROJECTS FOR FISCAL YEAR 2001-02 RELATING TO AN APPROPRIATION OF FUNDS FOR DEDICATION OF PARK-IN-LIEU FEES FOR VARIOUS PARKS THROUGHOUT THE CITY OF HAYWARD

BE IT RESOLVED by the City Council of the City of Hayward that Resolution No. 01-097, as amended, the Budget Resolution for fiscal year 2001-02, is hereby further amended by approving a supplemental appropriation of \$461,000 for improving playground equipment and other improvements at the following park sites:

Mt. Eden Park Nuestro Parquecito Park Spring Grove Park Valle Vista Park Tennyson Park

IN COUNCIL, HAYWARD, CALIFORNIA,	2001
ADOPTED BY THE FOLLOWING VOTE:	
AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
ATTEST:City Clerk of the City	of Hayward
APPROVED AS TO FORM:	
City Attorney of the City of Hayward	